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Gazette Notices - Appointment of Members and Mandate (Notice 13881)

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GAZETTE NOTICE NO. 13881

THE TRUTH, JUSTICE AND RECONCILIATION ACT
(No. 6 of 2008)

APPOINTMENT OF MEMBERS OF A TRIBUNAL TO INVESTIGATE THE
CONDUCT OF THE CHAIRMAN OF THE TRUTH, JUSTICE AND
RECONCILIATION COMMISSION AMBASSADOR BETHWELL KIPLAGAT

WHEREAS the question has arisen that the conduct of the Chairman of the Truth, Justice and Reconciliation Commission, Ambassador Bethwell Kiplagat, ought to be investigated;

NOW THEREFORE, in exercise of the powers conferred by Section 17(2) of the Truth, Justice and Reconciliation Act (No.6 of 2008), the Chief Justice of the Republic of Kenya, appoint—

Justice (Rtd) Prof. Onesmus K. Mutungi,

Justice (Rtd) Benjamin Patrick Kubo,

Mwanaisha Saida Shariff,

to be members of the tribunal to investigate the conduct of the Chairman of the Truth, Justice and Reconciliation Commission, Ambassador Bethwell Kiplagat.

Justice (Rtd) Onesmus K. Mutungi shall be the Chairman of the tribunal and its mandate shall be:

- (a) To investigate the conduct of the Chairman of the Truth, Justice and Reconciliation Commission, Ambassador Bethwell Kiplagat including, but not limited to, the allegations that the said Chairman's past conduct erodes and compromises his legitimacy and credibility to Chair the Commission; his past is riddled with unethical practices and absence of integrity; he has been involved in, linked to or associated with incidents considered to be abuse of human rights; is likely to be a witness in the same matters that the Commission is mandated to investigate.
- (b) To make a report and its recommendations thereon to me expeditiously and in any case not later that six (6) months from the date of this Notice.

The Tribunal shall have all the powers necessary for the proper execution of its mandate, including the power to:

- (a) Determine the times and venue of its meetings; and
- (b) To regulate its own procedure.

The appointment of Justice (Rtd) William Shirley Deverell* is revoked.

*G.N. 13203/2010.

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